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10 UNITED STATES DISTRICT COURT  
11 NORTHERN DISTRICT OF CALIFORNIA  
12 SAN FRANCISCO DIVISION

13 UNITED STATES OF AMERICA ) No. CR 08-0083 PJH

14 v. )

15 GUILLERMO ALEJANDRO )  
16 ZARAGOZA, et al., )

17 Defendants. )

18 ) No. CR 08-0143 PJH

19 v. )

20 FRANCISCO MORA ALVAREZ, )

21 Defendant. )

22 [PROPOSED] ORDER EXCLUDING  
TIME FROM SPEEDY TRIAL ACT  
COMPUTATION

23 The parties appeared before the Court on July 23, 2008 at 1:00 p.m for a status

24 conference. Defendant Guillermo Zaragoza appeared in custody with his attorney George

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26 Speedy Trial Act Order

27 U.S. v. Guillermo Zaragoza, et al. (08-0083 PJH)

28 U.S. v. Francisco Mora Alvarez (08-0143 PJH)

1 Cotsirilos; defendant Manuel Corona appeared in custody with attorney Nina Wilder, who also  
2 appeared specially for attorney Garrick Lew on behalf of defendant Irma Corona; defendant Paul  
3 Kozina appeared with his attorney Christy O'Connor; defendant David Quezada appeared in  
4 custody with his attorney Steve Teich, who also appeared specially for attorney Brian Berson on  
5 behalf of defendant David Weld; defendant Martel Valencia appeared in custody with attorney  
6 Robert Waggener; defendant Eduardo Zaragoza appeared in custody with his attorney Claire  
7 Leary; defendant Martin Zaragoza appeared in custody with his attorney Gail Schiffman, who also  
8 appeared specially for attorney Roger Patton on behalf of defendant Juan Zaragoza and attorney  
9 Seth Chazin on behalf of defendant Angelica Rodriguez, who was in custody; defendant Richard  
10 Parodi appeared in custody with attorney Doug Rappaport; and defendant Lorenzo Carbajal  
11 appeared in custody with his attorney Felicia Gross. Defendant Roberto Ruiz remains at-large,  
12 and defendant Francisco Mora Alvarez, in the related case 08-0143 PJH, appeared with his  
13 attorney Haywood Gilliam.

14 At the July 23, 2008 status conference, the parties requested a continuance until  
15 September 17, 2008 at 1:30 p.m. Discovery has been on-going since the commencement of this  
16 case. Discovery has included, among other things, wiretap materials, including audio calls and  
17 line sheets from the wire interceptions, surveillance videos and photographs, and search warrant  
18 materials. Counsel for the defense stated that they need additional time to review the discovery.  
19 Counsel for the defense also indicated that they have specific discovery requests for the  
20 Government, and that the parties will work to resolve the discovery issues to the extent they can  
21 without the filing of motions. The parties agreed in open Court, with their attorneys'  
22 concurrence, that the case should be declared factually and legally complex. Accordingly, the  
23 parties agreed, that the entire period from July 23, 2008 through and including September 17,  
24 2008, should be excluded from the otherwise applicable Speedy Trial Act computation, because  
25 the factual and legal complexity renders it unreasonable to expect adequate and effective  
26 preparation for pretrial proceedings and for the trial within the otherwise applicable time limits  
27 set forth in the Speedy Trial Act.

28

**Speedy Trial Act Order**

**U.S. v. Guillermo Zaragoza, et al. (08-0083 PJH)**

**U.S. v. Francisco Mora Alvarez (08-0143 PJH)**

1       Based upon the above-described representations and the parties' agreement in open  
2 Court, the Court FINDS THAT the ends of justice served by granting a continuance from July  
3 23, 2008 through and including September 17, 2008 outweigh the best interest of the public and  
4 the defendants in a speedy trial, and that the case is so factually and legally complex, due to the  
5 number of defendants and the nature of the prosecution, that it is unreasonable to expect effective  
6 and adequate preparation for pretrial proceedings and for the trial within the otherwise applicable  
7 time limits set forth in the Speedy Trial Act, within the meaning of 18 U.S.C. § 3161(h)(8)(A)  
8 and (B)(ii) and (iv).

9           Accordingly, the Court ORDERS THAT:

10          1. This case is continued to September 17, 2008 at 1:30 p.m. for further status and  
11 for setting of motion dates.

12          2. The period from July 23, 2008 through and including September 17, 2008 is  
13 excluded from the otherwise applicable Speedy Trial Act computation, pursuant to 18 U.S.C. §  
14 3161(h)(8)(A) and (B)(ii) and (iv).

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17 Dated: July 28, 2008  
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